

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Zbyslaw R. Owczarczyk, et al

ORGANIC ELEMENT FOR
ELECTROLUMINESCENT DEVICES

Serial No. 10/813,833

Filed 31 March 2004

Group Art Unit: 1774

Examiner: Dawn L. Garrett

Commissioner for Patents
P.O. Box 1450
Alexandria, VA. 22313-1450

Sir:

**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING
REJECTION OVER A PRIOR PATENT**

The owner, Eastman Kodak Company, of the entire interest in the instant application, hereby disclaims except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as shortened by any terminal disclaimer, of any prior patents listed in Part I of Attachment A and the patents that might issue based on the prior applications listed in Part II.. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patents and applications are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

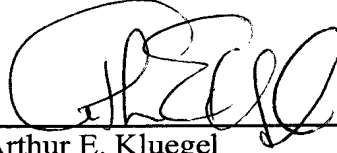
In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patents and patents granted on the prior applications, as presently shortened by any terminal disclaimer, in the event that any of the prior patents or applications: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner

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☒ The undersigned is an attorney of record. (If this box is not checked do not use this form)

21 June 2007

Date
Telephone: 585-477-2625
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/dlm
Enclosure: Attachment A



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☒ Please charge the fee to Eastman Kodak Company Deposit
Account 05-0225. (A duplicate copy of this request is enclosed)

If the Examiner is unable to reach the Applicant(s) Attorney at the telephone number provided, the Examiner is requested to communicate with Eastman Kodak Company Patent Operations at (585) 477-4656.

ATTACHMENT A TO TERMINAL DISCLAIMER
for Serial No. 10/813,833

I. **PRIOR PATENTS**

<u>U.S. Patent No.</u>	<u>Issued</u>	<u>Filed</u>
7,023,013	04/04/2006	06/16/2004
7,070,868	07/04/2006	01/30/2004
7,074,503	07/11/2006	01/30/2004
7,147,938	12/12/2006	06/30/2004

II. **PRIOR PENDING APPLICATIONS**

<u>Serial No.</u>	<u>Filing Date</u>
10/801,288	03/16/2004
10/838,665	05/04/2004
10/990,865	11/17/2004